



IPW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Wolf et al. **GROUP:** 3663

SERIAL NO: 10/642,453 **EXAMINER:** Tuan C. To

FILING DATE: August 15, 2003

FOR: SYSTEM AND METHOD FOR DATA EXCHANGE IN A VEHICLE
MULTIMEDIA SYSTEM

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

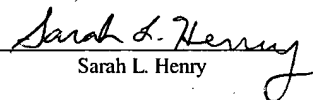
ELECTION WITH TRAVERSE

This document is responsive to the Official Action dated September 22, 2005.

The applicant hereby elects the claims drawn to the embodiment of FIG. 1, with traverse.

The present application is a continuation of U.S. Patent 6,647,327 (hereinafter "the '327 Patent"), which contains claims 1-20. A copy of the '327 Patent is attached herewith as Exhibit A. **The '327 Patent contains claims that read on FIGs. 1 and 2.** Significantly, there was no restriction requirement entered during the prosecution of the '327 Patent. Accordingly, it is respectfully submitted that now entering a restriction in the present application is contradictory and wholly inconsistent to the actions taken by the USPTO during the prosecution of the '327 Patent, and thus barred under the well known doctrine of "*Law of the Case*". Since claims drawn to FIGs. 1 and 2 were presented during the prosecution of the '327 Patent and not restricted, it is submitted that to

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on Monday, October 24, 2005 with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.


Sarah L. Henry

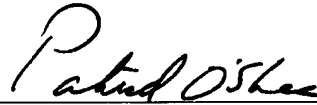
allow a restriction to stand now would be blatantly inconsistent with the USPTO's previous actions in the prosecution of the parent application, and thus in violation of the doctrine of "*Law of the Case.*"

Withdrawal of this improper restriction requirement is respectfully requested.

For all the foregoing reasons, reconsideration and allowance of claims 1-23 is respectfully requested.

If a telephone interview could assist in the prosecution of this application, please call the undersigned attorney.

Respectfully submitted,

A handwritten signature in cursive script, reading "Patrick O'Shea". The signature is written in dark ink and is positioned above a horizontal line.

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